

**REMARKS**

Claims 1-16 are pending in this application. By this Amendment, claims 1, 4, 7, 10 and 13 are amended, and claims 14-16 are added. No new matter has been added.

Reconsideration of the application is respectfully requested.

Claims 1-13 are rejected under 35 U.S.C. §102 102(b) over U.S. Patent No. 5,500,890 to Rogge et al. ("Rogge"). The rejection is respectfully traversed for at least the following reasons.

Rogge discloses a dial-up asynchronous communication protocol that allows multiple POS terminals to efficiently multi-thread transactions to a host computer and to interleave mail messages and file transfers while retaining the ability to suspend the mail messages and file transfers when credit card authorization requests from the terminal or responses to those authorization requests from the host become available, and resume the mail messages and the file transfers after the requests or responses have been transmitted (Abstract). Nowhere does Rogge disclose or suggest a method, an apparatus or a program for creating profiles, as recited in independent claims 1, 7 and 13.

Amended independent claims 1, 7 and 13 respectively recite, *inter alia*, a method, an apparatus, and a data storage medium that prepare a downstream profile, prepare an upstream profile, where both the upstream profile and the downstream profile correspond to characteristics of an image recording device and are used to process image data that is used for recording images on a recording medium by the image recording device. The portions of Rogge identified in the Office Action as corresponding to the upstream and downstream profiles of claims 1, 7 and 13 disclose file uploading, file uploading requests, or downloading requests and not an upstream profile and/or a downstream profile which correspond to characteristics of an image recording device and are used to process image data that is used

for recording images on a recording medium by the image recording device, as recited in claims 1, 7 and 13.

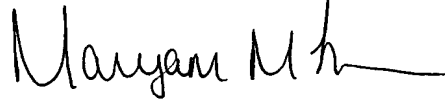
Claims 1, 7 and 13 also recite that the upstream profile is to be used for performing a prior process on the image data and the downstream profile is to be used for performing a subsequent process on the image data that has already been processed by the prior process, that after the downstream profile preparation process and before the upstream profile preparation process, the prepared downstream profile is judged to determine whether it has been properly prepared by processing image data using the prepared downstream profile, by controlling the image recording device to record the process image data on a recording medium, by examining a recorded result, and by judging whether the downstream profile has been properly prepared based on the examined results. Further, in claims 1, 7 and 13, when it is judged that the downstream profile has been improperly prepared, the upstream profile preparation process is prevented from being performed based on the improperly prepared downstream profile.

For at least these reasons, Applications submit that Rogge fails to disclose or suggest all the features of independent claims 1, 7 and 13 as well as all the features of claims 2-6, 8-12 and 14-16, which depend therefrom. It is respectfully requested that the rejection be withdrawn.

In view of the foregoing, it is respectfully submitted that this application is in condition for allowance. Favorable reconsideration and prompt allowance of all pending claims are earnestly solicited.

Should the Examiner believe that anything further would be desirable in order to place this application in even better condition for allowance, the Examiner is invited to contact the undersigned at the telephone number set forth below.

Respectfully submitted,



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Attachment:

Petition for Extension of Time

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